IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR
S.B. Civil Writ Petition No.7614/07
Gram Panchayat Uchhain Panchayat Samiti, Roopbas
Vs.
District Collector, Bharatpur & Ors.

1.10.2007

***Hon'ble Mr. Justice Mohammad Rafiq***

Shri Bipin Gupta for petitioner.

The petitioner has challenged the order dated 19.7.2007 passed by District Collector in the revision petition filed by the respondent nos.2 to 4. The petitioner has challenged the notice dated 14.5.2007 issued by Gram Panchayat to the petitioner requiring them to prove their title over the land on which the tower for telecommunication namely TATA Indicom was going to be installed without permission from the Gram Panchayat and

without proving their title over the land.

The District Collector in the impugned order has noted that according to order dated 6.10.2003 issued by the Commissioner, Board of Infrastructure Development and Investment Promotion, Rajasthan, the mobile companies are merely required to inform the local authority about the installation of tower and are not required to obtain any permission. The Collector found that the Gram Panchayat could not prove that the land over which the tower was sought to be installed was owned by it whereas the Naib Tehsildar in his report has reported that the land belongs respondent nos. 2 to 4. Aforesaid installation was carried out in the presence of the Secretary of

Gram Panchayat.

In the facts of the case, I do not find that the District Collector has committed any error in passing the impugned order.

The writ petition is dismissed.

**(Mohammad Rafiq),J.**

**Rs/-**